

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Crl.Misc.No.53215-M of 2006

DATE OF DECISION: OCTOBER 24, 2006

Vijay Kumar and another

...PETITIONERS

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.K.K.Goel, Advocate,
for the petitioners.

Mr.N.S.Gill, AAG, Punjab.

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The petitioners apprehending their arrest in a non-bailable offence in case FIR No.65 dated 10.6.2006 registered under Sections 406/498-A IPC at Police Station Haibowal, District Ludhiana, have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioners contends that the petitioners being father-in-law and mother-in-law, though living separately, have been falsely implicated by the complainant. Counsel further contends that the husband of the complainant, who is the main accused, was already arrested and now he has been released on bail. Counsel contends that in terms of the interim order dated September 4, 2006, the petitioners have joined the investigation. Counsel for the respondent-State does not dispute this fact and further on instructions from ASI Jagdish Singh states that the petitioners are no more required for further investigation.

In view of the above and for the reasons stated in the interim order dated September 4, 2006, the same is made absolute on the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under Section 173 Cr.P.C. except for material change in the circumstances. Thereafter, the petitioners shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

October 24, 2006
vkg

(SATISH KUMAR MITTAL)
JUDGE